

United States Courts
Southern District of Texas
FILED

December 26, 2024

Nathan Ochsner, Clerk of Court

United States Court of Appeals
FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

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August 06, 2024

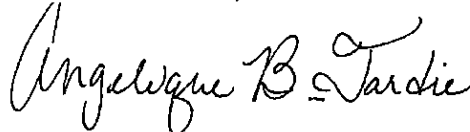
MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 24-20128 Doe v. Prairie View
USDC No. 4:22-CV-1019

The court has granted the unopposed motion to supplement or correct the record in this case with the trial transcripts.

Sincerely,

LYLE W. CAYCE, Clerk



By: Angelique B. Tardie, Deputy Clerk
504-310-7715

Mr. Drew L. Harris
Ms. Samantha Harris
Mr. Nicholas Thomas Hart
Mr. Nathan Ochsner
Mr. Cole P. Wilson

No. 24-20128

**In the United States Court of Appeals
for the Fifth Circuit**

JOHN DOE,
Plaintiff-Appellant,

v.

PRAIRIE VIEW A AND M UNIVERSITY; ALEXIS BOYD;
LATOYA DOUGLAS; DANIEL HERNANDEZ; KEITH T. JEMISON;
ANWAR PHILLIPS; STEVEN RANSOM,
Defendants-Appellees

On Appeal from the United States District Court for the
Southern District of Texas, Houston Division
Case No. 4:22-cv-01019

**APPELLEES' UNOPPOSED MOTION FOR AN EXTENSION AND TO
SUPPLEMENT APPELLATE RECORD**

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Counsel for Defendants-Appellees

Appellant's notice of appeal sought to appeal the final judgment in this case entered on February 23, 2024. ROA.557. However, Appellant omitted the transcript of the jury trial that preceded the final judgment from the appellate record. Because that transcript is important to defending the final judgment and necessary for Appellees' arguments, Appellees respectfully request that the appellate record be supplemented with the trial transcript, which Appellee's have already requested.

Appellees further request an additional 10-day extension for their brief (to August 26, 2024) to permit time for supplementation of the record.

This is Appellees' second request for an extension. Appellees previously requested a level-one extension of their deadline to file a response brief from July 17 through August 16, ECF 25, which the Court granted.

Shortly thereafter, on July 8, the Court's dismissed the appeal for Appellant's failure to timely file record excerpts. ECF 27-2. Appellant filed a motion to reinstate his appeal, which Appellees did not oppose. ECF 29-1. The Court reopened this case on July 16, ECF 33, and resumed briefing on the parties' pre-existing deadlines.

Appellant is not opposed to the requested 10-day extension request, or to supplementing the appellate record with the trial transcript.

For the foregoing reasons, Appellees respectfully request that this Court extend their deadline to respond to Appellant's merits brief by 10 days, through August 26, 2024. Appellees also request that the Court supplement the record with the trial transcript, for which Appellees have submitted a transcript request.

Dated: August 6, 2024

Respectfully submitted.

KEN PAXTON
Attorney General of Texas

BRENT WEBSTER
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JAMES LLOYD
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/s/Drew L. Harris
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CERTIFICATE OF SERVICE

I certify the service of this document by ECF on August 6, 2024, upon:

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Attorney for Plaintiff-Appellant John Doe

/s/Drew L. Harris
DREW L. HARRIS

CERTIFICATE OF SERVICE

I certify that the parties conferred by email about the relief requested in this motion, which Appellant's counsel did not oppose.

/s/Drew L. Harris
DREW L. HARRIS